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Attorneys for Defendant, ERNST & YOUNG LLP

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN JOSE DIVISION

DAVID HO, on behalf of himself and others  
 similarly situated and on behalf of the  
 general public and DOES 1-20

Plaintiff,

v.

ERNST & YOUNG, LLP

Defendant.

Case No. CV 05-04867 JF (HRL)

**STIPULATION AND ~~[PROPOSED]~~  
 ORDER CONTINUING DEADLINE FOR  
 FILING DEFENDANT'S OPPOSITION  
 TO PLAINTIFFS' MOTION FOR CLASS  
 CERTIFICATION**

JOSEPH LANDON individually and on  
 behalf of all others similarly situated,

Plaintiff,

v.

ERNST & YOUNG LLP, a limited liability  
 partnership; ERNST & YOUNG U.S. LLP, a  
 limited liability partnership; and DOES 1-  
 100, inclusive,

Defendant.

C 08-2853 JF (HRL)

**Caption continued on next page.**

1 MICHELLE RICHARDS, on behalf 16 of  
2 herself and all others similarly situated and  
3 on behalf of the general public,

4 Plaintiff,

5 v.

6 ERNST & YOUNG LLP, and DOES - 50

7 Defendant.

C 08-4988 JF (HRL)

Plaintiffs Sarah Fernandez and Michelle Richards, and Defendant Ernst & Young LLP, by and through their respective counsel, hereby agree and stipulate as follows:

**WHEREAS**, pursuant to the parties' stipulation which the Court approved on September 24, 2010, Defendant's opposition to Plaintiffs' motion for class certification would be due December 31, 2010, and Plaintiffs' reply in support of their motion would be due March 11, 2011;

**WHEREAS**, due to unforeseen scheduling conflicts, Defendant is unable to proceed on the date scheduled for the deposition of Plaintiff's expert witness Roger B. Shlonsky;

**WHEREAS**, the parties have agreed to re-schedule the deposition of Roger B. Shlonsky for the week of January 11, 2011;

**WHEREAS**, the parties have met and conferred and agree that in order to accommodate this deposition, the briefing schedule should be amended as follows:

1. Defendant's opposition to Plaintiffs' motion for class certification is due on or before January 21, 2011; and
2. Plaintiffs' reply in support of their motion for class certification will remain due on or before March 11, 2011, with the caveat that Defendant will not oppose a request for an extension should Plaintiffs request it.

Respectfully submitted,

Dated: December 20, 2010

**AKIN GUMP STRAUSS HAUER & FELD LLP**

By /s/ Gregory W. Knopp  
Gregory W. Knopp  
Attorneys for Defendant,  
ERNST & YOUNG LLP

Dated: December 20, 2010

**HOFFMAN & LAZEAR**

By /s/ Ross Libenson  
Ross Libenson  
Attorneys for Plaintiffs David Ho, Sarah Fernandez and  
Michelle Richards

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: Dec. 20, 2010

By   
The Honorable Gregory Fogel  
JUDGE, UNITED STATES DISTRICT COURT

STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE FOR FILING DEFENDANT'S  
OPPOSITION TO PLAINTIFFS' MOTION FOR CLASS CERTIFICATION

CV 05-04867 JF

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is: 2029 Century Park East, Suite 2400, Los Angeles, California 90067. On December 20, 2010, I served the foregoing document(s) described as: **STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE FOR FILING DEFENDANT'S OPPOSITION TO PLAINTIFFS' MOTION FOR CLASS CERTIFICATION** on the interested party(ies) below, using the following means:

**All parties identified for Notice of Electronic Filing  
generated by the Court's CM/ECF system under the  
referenced case caption and number**

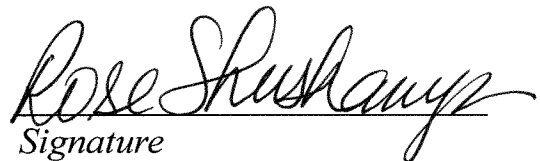
☒ BY ELECTRONIC MAIL OR ELECTRONIC TRANSMISSION. Based on a court order or an agreement of the parties to accept service by e-mail or electronic transmission, I caused the document(s) to be sent to the respective e-mail address(es) of the party(ies) as stated above. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on December 20, 2010 at Los Angeles, California.

Rose Shushanyan

*Print Name*

  
*Signature*